TENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

SUN PHARMACEUTICAL INDUSTRIES SHRIVASTAVA Ramesh

NOTIFICATION OF TRANSMITTAL OF THE INTERNATIONAL SEARCH REPORT OR THE DECLARATION

A Disease	OR THE DECLARATION		
Acme Plaza Andheri East, Andheri Kurla Road, 400059 Mumbai	(PCT Rule 44.1)		
India	Date of mailing (day/month/year) 10 February 2004 (10.02.2004)		
Applicant's or agent's file reference MTX 102	IMPORTANT NOTIFICATION		
International application No.	International filing date (day/month/year)		
PCT/ IN 2003/000294	2 September 2003 (02.09.2003		
Applicant SUN PHARMACEUTICAL INDUSTRIES L	IMITED		
Filing of amendments and statements under Artic The applicant is entitled, if he so wishes, to amend th When? The time limit for filing such amende international search report. Where? Directly to the International Bureau	ele 19: the claims of the international application (see Rule 46): tements is normally two months from the date of transmittal of the a of WIPO, 34 chemin des Celombettes witzerland, Facsimile No.: (41-22) 740.14.35		
The applicant is hereby notified that no internationa that effect is transmitted herewith.	al search will be established and that the declaration under Article 17(2)(a) to		
request to forward the text of both the protest do	as been transmitted to the International Bureau together with the applicant 3		
4. Reminder:	and the land to the land to the land to the		
annipulation wishes to avoid or postnone publication a not	rnational application will be published by the International Bureau. If the tice of withdrawal of the international application, or of the priority claim, es 90bis.1 and 90bis.3, respectively, before the completion of the technical		

preparations for international publication.

Within 19 months from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until 30 months from the priority date (in some Offices even later); otherwise, the applicant must, within 30 months from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of 30 months (or later) will apply even if no demand is filed within 19 months.

See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the PCT Applicant's Guide Volume II, National Chapters and the WIPO Internet site.

Name and mailing address of the ISA/AT	Authorized officer
Austrian Patent Office	
Dresdner Straße 87	Wolf
A-1200 Vienna/Austria	
FAX No. +43 / 1 / 53424-200	Telephone No. +43 / 1 / 53424 - 450

Form PCT/ISA/220 (April 2002)

See notes on accompanying sheet

The letter must indicate the differences between the claims as filed and the claims as amended. It must, in particular, indicate, in connection with each claim appearing in the international application (it being understood that identical indications concerning several claims may be grouped), whether

- (i) the claim is unchanged;
- (ii) the claim is cancelled;
- (iii) the claim is new;
- (iv) the claim replaces one or more claims as filed;
- (v) the claim is the result of the division of a claim as filed.

The following examples illustrate the manner in which amendments must be explained in the accompanying letter:

- 1. [Where originally there were 48 claims and after amendment of some claims there are 51]: "Claims 1 to 29, 31, 32, 34, 35, 37 to 48 replaced by amended claims bearing the same numbers; claims 30, 33 and 36 unchanged; new claims 49 to 51 added."
- 2. [Where originally there were 15 claims and after amendment of all claims there are 11]: "Claims 1 to 15 replaced by amended claims 1 to 11."
- 3. [Where originally there were 14 claims and the amendments consist in cancelling some claims and in adding new claims]:
 - "Claims 1 to 6 and 14 unchanged; claims 7 to 13 cancelled; new claims 15, 16 and 17 added." or "Claims 7 to 13 cancelled; new claims 15, 16 and 17 added; all other claims unchanged."
- 4. [Where various kinds of amendments are made]: "Claims 1-10 unchanged; claims 11 to 13, 18 and 19 cancelled; claims 14, 15 and 16 replaced by amended claim 14; claim 17 subdivided into amended claims 15, 16 and 17; new claims 20 and 21 added."

"Statement under Article 19(1)" (Rule 46.4)

The amendments may be accompanied by a statement explaining the amendments and indicating any impact that such amendments might have on the description and the drawings (which cannot be amended under Article 19(1)).

The statement will be published with the international application and the amended claims.

It must be in the language in which the international application is to be published.

It must be brief, not exceeding 500 words if in English or if translated into English.

It should not be confused with and does not replace the letter indicating the differences between the claims as filed and as amended. It must be filed on a separate sheet and must be identified as such by a heading, preferably by using the words "Statement under Article 19(1)."

It may not contain any disparaging comments on the international search report or the relevance of citations contained in that report. Reference to citations, relevant to a given claim, contained in the international search report may be made only in connection with an amendment of that claim.

Consequence if a demand for international preliminary examination has already been siled

If, at the time of filing any amendments and any accompanying statement, under Article 19, a demand for international preliminary examination has already been submitted, the applicant must preferably, at the time of filing the amendments (and any statement) with the International Bureau, also file with the International Preliminary Examining Authority a copy of such amendments (and of any statement) and, where required, a translation of such amendments for the procedure before that Authority (see Rules 55.3(a) and 62.2, first sentence). For further information, see the Notes to the demand form (PCT/IPEA/401).

Consequence with regard to translation of the international application for entry into the national phase

The applicant's attention is drawn to the fact that, upon entry into the national phase, a translation of the claims as amended under Article 19 may have to be furnished to the designated/elected Offices, instead of, or in addition to, the translation of the claims as filed.

For further details on the requirements of each designated/elected Office, see the PCT Applicant's Guide, Volume II.



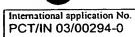
PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference MTX_102	FOR FURTHER see Notification of Transmittal of International Search Report ACTION (Form PCT/ISA/220) as well as, where applicable, item 5 below.		
International application No.	International filing da		(Earliest) Priority Date (day/month/year)
PCT/IN 03/00294	2 September 2	2003 (02.09.2003)	2 September 2002 (02.09.2002)
Applicant		<u> </u>	
SUN PHARMACEUTICAL I	NDUSTRIES LIN	1ITED	
This international search report has be according to Article 18. A copy is be	een prepared by this Ining transmitted to the I	ternational Searching Aut	nority and is transmitted to the applicant
This international search report consi	sts of a total of4	sheets.	
lt is also accompa	nied by a copy of each	prior art document cited in	n this report.
Basis of the report With regard to the language language in which it was fi	e, the international sea led, unless otherwise i	rch was carried out on the ndicated under this item.	basis of the international application in the
the international search Authority (Rule 23.1(t	n was carried out on the o)).	e basis of a translation of t	he international application furnished to this
b. With regard to any nucleot search was carried out on th	ide and/or amino acid ne basis of the sequenc	I sequence disclosed in the listing:	e international application, the international
contained in the interna	ational application in v	vritten form.	
filed together with the	international application	on in computer readable fo	rm.
furnished subsequently	to this Authority in w	ritten form.	
furnished subsequently	to this Authority in co	omputer readable form.	
the statement that the s	ubsequently furnished Tled has been furnished	written sequence listing d	oes not go beyond the disclosure in the
the statement that the in been furnished.	nformation recorded in	computer readable form	s identical to the written sequence listing has
2. Certain claims were f	ound unsearchable (S	See Box I).	
3. Unity of invention is I	acking (See Box II).		
4. With regard to the title,			
the text is approved us	submitted by the appli	cant.	
the text has been estable	ished by this Authority	y to read as follows:	
5. With regard to the abstract,			
the text is approved as	submitted by the appli	cant.	
the text has been establ within one month from	ished, according to Rull the date of mailing of	le 38.2(b), by this Author this international search r	ity as it appears in Box III. The applicant may, eport, submit comments to this Authority.
6. The figure of the drawings to be	published with the ab	stract is Figure No.: 1	
as suggested by the app			None of the figures.
because the applicant f.	ailed to suggest a figur	e.	S
because this figure bett	-		
Form PCT/ISA/210 (first sheet) (July	1998)		





Box I	Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)				
This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:					
1.	Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:				
2. 🖾	Claims Nos.: 19-22 resp. 25,26 because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically: Characterization of pharmaceutical dosage forms by their components is insufficient; thus claims 19-22 resp. the dependent claims 25 and 26 were not considered in establishing the search report				
3.	Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).				
Box II	Observations where unity of invention is lacking (Continuation of item 2 of first sheet)				
	ernational Searching Authority found multiple inventions in this international application, as follows:				
1.	As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee. As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:				
4.	No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:				
Remar	k on Protest The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees.				

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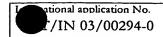
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Form PCT/ISA/210 (second sheet) (July 1998)

CLASSIFICATION OF SUBJECT MATTER IPC7: A61K 31/421, 9/14, 45/06 According to International Patent Classification (IPC) or to both national classification and IPC **B** FIELDS SEARCHED Minimum documentation searched (classification system followed by classification symbols) IPC7: A61K Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched WPI, EPODOC, PAJ Electronic data base consulted during the international search (name of data base and, where practicable, search terms used) DOCUMENT'S CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No. X US 4036957 A (ALPHIN et al.) 19 July 1977 (19.07.77) 1-7,15the whole document. 18,23,24 WO 02/45693 A1 (BYK GULDEN LOMBERG CHEMISCHE X 1-18 FABRIK GMBH) 13 June 2002 (13.06.02) page 2, last paragraph - page 3, first paragraph; page 30, line 24; page 43, line 29 - page 44, line 20; page 46, last paragraph - page 47, lines 8; claims 1-5.8-10. P.X DE 10153078 A1 (DEGUSSA AG) 22 May 2003 (22.05.03) 1-18 the whole document. ☐ Further documents are listed in the continuation of Box C. See patent family annex. Special categories of cited documents: later document published after the international filing date or priority "A" document defining the general state of the art which is not date and not in conflict with the application but cited to understand considered to be of particular relevance the principle or theory underlying the invention "F" earlier application or patent but published on or after the international "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step "L" document which may throw doubts on priority claim(s) or which is when the document is taken alone cited to establish the publication date of another citation or other document of particular relevance; the claimed invention cannot be special reason (as specified) considered to involve an inventive step when the document is "O" document referring to an oral disclosure, use, exhibition or other combined with one or more other such documents, such combination being obvious to a person skilled in the art "P" document published prior to the international filing date but later than "&" document member of the same patent family the priority date claimed Date of the actual completion of the international search Date of mailing of the international search report 26 January 2004 (26.01.2004) 10 February 2004 (10.02.2004) Name and mailing adress of the ISA/AT Authorized officer Austrian Patent Office KRENN M. Dresdner Straße 87, A-1200 Vienna Facsimile No. 1/53424/535 Telephone No. 1/53424/435

INTERNATIONAL SEARCH REPORT Inform on patent family members



		ent document cited in search report	Publication date	Patent family member(s)	Publication date
DE	A	10153078		none	
US	A	4036957		none	
WO	A	245693		none	